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Peter T. Stinson  
Admitted in PA

Direct Dial: 412-392-5432  
Direct Fax: 888-811-7144  
pstinson@dmclaw.com

April 8, 2014

Ms. Leslie Blake  
Remedial Project Manager  
U. S. Environmental Protection Agency - Region 5  
Superfund Division (SR-6J)  
77 West Jackson Boulevard  
Chicago, IL 60604-3590

RE: Gary Development Landfill Site  
Our File No.: 17037.318327

Dear Ms. Blake:


On behalf of PPG Industries, Inc., I am writing in response to the March 28, 2014, letter from Joan Tanaka, Chief, Remedial Response Branch #1, U.S. EPA Region 5, concerning the Gary Development Landfill Site, 479 Cline Avenue, Gary, Lake County, Indiana ("the Site"). The March 28 letter purports to notify PPG of potential liability pursuant to the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), 42 U.S.C. § 9601 *et seq.*, at the Site, and requests that PPG enter an Administrative Settlement Agreement and Order on Consent (ASAOC) to perform a remedial investigation and feasibility study and reimburse EPA for costs incurred to date. The letter requests that PPG notify EPA within seven (7) days of its willingness to participate in related ongoing negotiations. We have been informed of an April 18, 2014, deadline to execute a yet-to-be finalized version of the ASAOC.

Based on information developed to date, EPA's March 28 letter marked PPG's first knowledge of any possible connection to the Site. Where a sufficient supporting factual basis exists and reasonable time limitations permit, PPG has consistently cooperated with EPA Region 5 and at other sites around the country in undertaking response activities. Under these circumstances, however, PPG is simply unable to properly investigate/evaluate its asserted responsibility, possible terms of participation or the propriety of the proposed response activities. At this time, therefore, PPG declines the Agency's invitation to perform the RI/FS and reimburse EPA for past costs. Should PPG

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determine, pending further investigation, that a sufficient factual and legal basis exists to justify its participation, PPG will notify the Agency accordingly.

Very truly yours,

  
Peter T. Stinson

PTS/rs

cc: Jeffrey Cahn (EPA – Associate Regional Counsel) (All via E-mail)  
Steven F. Faeth (PPG – Corporate Counsel)  
Mr. Thomas J. Ebbert (PPG – Manager, Remediation)